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Attorneys for Plaintiff Dustin Gaj

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

DUSTIN GAJ, Derivatively on Behalf of
WYNN RESORTS, LTD.,

Plaintiff,

v.

STEPHEN A. WYNN, MATTHEW
MADDOX, KIMMARIE SINATRA, D.
BOONE WAYSON, ALVIN V.
SHOEMAKER, JOHN J. HAGENBUCH,
ROBERT J. MILLER, RAY R. IRANI,
PATRICIA MULROY, CLARK T.
RANDT, JR., JAY L. JOHNSON, MARC
D. SCHORR, J. EDWARD VIRTUE,
STEPHEN COOTEY, and CRAIG S.
BILLINGS,

Defendants,

-and-

WYNN RESORTS, LTD., a Delaware
Corporation,

Nominal Defendant.

Case No. 2:19-cv-00505-KJD-CWH

**STIPULATION TO EXTEND BRIEFING
SCHEDULE**

(FIRST REQUEST)

1 This is the first stipulation to extend the briefing schedule for the Motion to Dismiss filed on June
2 10, 2019 and all related briefing.

3 WHEREAS; on March 25, 2019, plaintiff Dustin Gaj ("Plaintiff") filed his Verified Stockholder
4 Derivative Complaint for Violation of Securities, Law, Breach of Fiduciary Duty, Waste of Corporate
5 Assets, and Unjust Enrichment (the "Complaint") with the Court in the action, *Gaj v. Wynn*, Case No.
6 2:19-cv-00505-KJD-CWH (the "Action");

7 WHEREAS; on June 10, 2019, defendants Craig S. Billings, John J. Hagenbuch, Ray R. Irani, Jay
8 L. Johnson, Matthew Maddox, Robert J. Miller, Patricia Mulroy, Clark T. Randt, Jr, Alvin V. Shoemaker,
9 J. Edward Virtue, D. Boone Wayson, and nominal defendant Wynn Resorts, Ltd. filed a Motion to Dismiss
10 or, in the Alternative, Stay Verified Stockholder Derivative Complaint for Violation of Securities, Law,
11 Breach of Fiduciary Duty, Waste of Corporate Assets, and Unjust Enrichment (ECF No. 39) ("Director
12 Defendants' Motion to Dismiss");

13 WHEREAS; on June 10, 2019 and June 11, 2019, defendant Stephen A. Wynn filed a notice of
14 joinder and motion to dismiss complaint (ECF. Nos. 38, 46 and 47) (collectively with Director Defendants'
15 Motion to Dismiss, the "Motions to Dismiss");

16 WHEREAS; defendant Stephen Cootey ("Cootey") has yet to respond to the Complaint and the
17 parties agree that defendant Cootey may file a response to the Complaint on or before June 26, 2019;

18 WHEREAS; defendant Kimmarie Sinatra's ("Sinatra") counsel, Garman Turner Gordon, has
19 accepted service and a Notice of a Lawsuit and Request to Waiver Service of a Summons was sent to
20 defendant Sinatra's counsel on June 19, 2019; and

21 WHEREAS; the parties agree that defendant Sinatra may file a response to the Complaint on or
22 before July 8, 2019; and

23 WHEREAS; a unified briefing schedule will serve judicial efficiency and conserve the resources
24 of the Parties and the Court;

25 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED by the parties, through their
26 respective counsel of record, as follows:
27
28

1 1. Plaintiff shall file an omnibus opposition to the pending Motions to Dismiss and any
2 Motion to Dismiss filed by Cootey or Sinatra, with a maximum of forty-five (45) pages, on or before
3 August 8, 2019; and

4 2. Defendants shall file their replies on or before September 2, 2019.
5

6 Dated: June 25, 2019

Respectfully submitted,

/s/ Ashley R. Rifkin

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20 Dated: June 25, 2019

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and Wynn Resorts, Ltd.

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Attorney for Defendant Kimmarie Sinatra

Dated: June 25, 2019

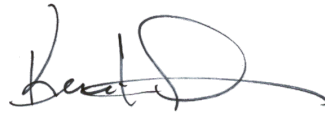
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Attorney for Defendant Stephen Cootey

IT IS SO ORDERED.

Dated: 6/26/2019



HONORABLE KENT J. DAWSON
UNITED STATES DISTRICT JUDGE

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